



OFFICE OF THE DISTRICT ATTORNEY
WESTCHESTER COUNTY

WESTCHESTER COUNTY COURTHOUSE
111 Dr. Martin Luther King, Jr. Blvd.
White Plains, New York 10601
(914) 995-2000

MEMO ENDORSED

JANET DiFIORE
DISTRICT ATTORNEY

August 19, 2008

Hon. George A. Yantthis
United States District Court
Southern District of New York
United States Courthouse
300 Quarropas Street
White Plains, New York 10601

Re: Samuel Sepulveda v. State
08 CV 5284 (KMK) (GAY)

USDC SDNY
DOCUMENT
MANUALLY FILED
DATE:
DATE FILED:

Your Honor:

Pursuant to the Court's order of June 25, 2008, respondent's answer is required to be filed by August 25, 2008.

Due to numerous other matters pending in both state and federal courts, the issues raised by the petitioner, and a severe shortage of personnel in the section handling collateral post-conviction litigation for this Office, it is necessary that we request an extension of time in order to adequately respond to the allegations of the petition and provide the relevant exhibits. We request that respondent's time to answer be enlarged to September 25, 2008.

No prior request for such relief has been made. As the petition is *pro se*, petitioner's consent for this application has not been sought.

Thank you for your consideration of these matters.

Very Truly Yours,

JANET DiFIORE
District Attorney

Joseph M. Latino
Assistant District Attorney

cc: Samuel Sepulveda
04 A 3607
Downstate Correctional Facility
Box F
Fishkill NY 12524

Granted.

SO ORDERED:

Hon. George A. Yantthis
United States Magistrate Judge.